

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION

JOHN ROBERT SMITH, SHIRLEY HALL  
AND GENE WALKER

PLAINTIFFS

VS.

Civil Action No. 3:01-cv-855-HTW-DCB

DELBERT HOSEMAN, Secretary of State of  
Mississippi; JIM HOOD, Attorney General for the State of  
Mississippi; HALEY BARBOUR,  
Governor of the State of Mississippi; MISSISSIPPI  
REPUBLICAN EXECUTIVE COMMITTEE; and  
MISSISSIPPI DEMOCRATIC EXECUTIVE  
COMMITTEE

DEFENDANTS

and

BEATRICE BRANCH, RIMS BARBER,  
L.C. DORSEY, DAVID RULE,  
JAMES WOODWARD, JOSEPH P. HUDSON,  
and ROBERT NORVEL

INTERVENORS

**CONSOLIDATED WITH**

KELVIN BUCK, ET AL.

PLAINTIFFS

VS.

Civil Action No. 3:11-cv-717 HTW-LRA

HALEY BARBOUR, ET AL.

DEFENDANTS

VS.

HESTER JACKSON MCCRAY,  
KELLY JACOBS, AND  
MISSISSIPPI EARLY VOTING INITIATIVE 78,  
A MISSISSIPPI  
NON-PROFIT

MEVI 78  
INTERVENORS

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RULE 60(b)(6) MOTION TO AMEND THE FINAL JUDGMENT OF  
FEBRUARY 26, 2002, AS AMENDED DECEMBER 30, 2011

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Initiative Intervenors, Hester J. McCrary, Kelly Jacobs and Mississippi Early Voting Initiative 78 (herein collectively called "MEVI 78"), move this Court to Amend the Final Judgment Order of December 30, 2011, to clarify:

- 1) That the Final Judgment Order only addressed the conduct of congressional elections to meet the requirements of federal law;
- 2) That the Judgment did not change the five congressional Districts for any purpose beyond the conduct of federal elections; specifically, the Order did not abolish the five districts existing on February 26, 2002, or on December 30, 2011;
- 3) That the Judgment did not void any provision of Mississippi Constitution Section 273.

This Court has retained jurisdiction to "implement, enforce and amend this Judgment as shall be necessary and just". The MEVI 78 Intervenors move this Court to do so by making clear the limits of its prior Judgment.

Respectfully Submitted, this the \_\_\_\_ day of \_\_\_\_\_, 2021.

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